## **Order**

## Michigan Supreme Court Lansing, Michigan

January 9, 2009

137471

Marilyn Kelly, Chief Justice

Michael F. Cavanagh Elizabeth A. Weaver Maura D. Corrigan Robert P. Young, Jr. Stephen J. Markman Diane M. Hathaway, Justices

PEOPLE OF THE STATE OF MICHIGAN, Plaintiff-Appellee,

v SC: 137471 COA: 285294

Saginaw CC: 98-015912-FC

KYALL WILLIAM ALDRICH, Defendant-Appellant.

On order of the Court, the application for leave to appeal the August 28, 2008 order of the Court of Appeals is considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D).

HATHAWAY, J., not participating.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

January 9, 2009

<u>(in C. Samis</u> Clerk